

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS  
COUNTY DEPARTMENT, COUNTY DIVISION

IN THE MATTER OF APPLICATION, ETC. )

VILLAGE OF MCCOOK )

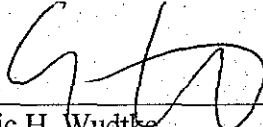
Petitioner. )

Case No. 2014 COTD 001745

**NOTICE OF MOTION**

TO: SEE SERVICE LIST ATTACHED

PLEASE TAKE NOTICE that the undersigned attorney will present for hearing before Circuit Court Judge Laguina Clay Herron, Calendar 9, in Courtroom 1704 of the above-styled Court or any Judge sitting in his stead the attached **MOTION FOR POSSESSION** on 3/31, 2016 at 10:30 am

  
Eric H. Wudtke  
Carter Legal Group, P.C. #49029  
19 S. LaSalle St., Suite 1600  
Chicago, IL 60606  
312-346-5555

I HEREBY CERTIFY that a true and correct copy of the foregoing NOTICE OF MOTION and the attached Motion were mailed to the entities listed on the attached service list on the date stamped hereon.

  
Eric H. Wudtke

CLERK  
JEROTHY BROWN

2016 MAR 21 PM 2:09

FILED-CO  
CLERK OF THE CIRCUIT COURT  
COUNTY DIVISION

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS  
COUNTY DEPARTMENT, COUNTY DIVISION

IN THE MATTER OF APPLICATION, ETC. )

VILLAGE OF MCCOOK )

Petitioner. )

Case No. 2014 COTD 001745

**MOTION FOR ORDER OF POSSESSION**

Now comes Petitioner, Village of McCook, and files the above styled Motion to place and maintain your Petitioner in possession, and alleges:

1. That on September 16, 2015 this Honorable Court did duly enter an Order Directing County Clerk to Issue Tax Deed regarding property commonly known as 7601 W. 47th Street, McCook, Illinois, which is also identified by Property Index Number: 18-12-101-011-0000.
2. That pursuant to said Order, the County Clerk issued a Tax Deed to Petitioner, who recorded same with the Recorder's Office in Cook County, Illinois under Document number 1528822043. A copy of said tax deed is attached hereto as Exhibit A.
3. That this Court's Order dated September 16, 2015 further provided, in accordance with Illinois law, that the court would retain jurisdiction for the purpose of issuing any Orders of Possession to place and maintain the Petitioner in possession of property described in said Order and Tax Deed.
4. Section 22-40 of the Property Tax Code provides in pertinent part: "Upon application the court shall enter an order to place the tax deed grantee... in possession of the property and may enter orders and grant relief as may be necessary or desirable to maintain the grantee in possession." 35 ILCS 200/22-40.
5. That the parties listed in Schedule A, attached hereto, and any unknown owners or occupants in possession or control of the subject premises commonly known as 7601 W. 47th Street,

FILED-CO  
CLERK OF THE CIRCUIT COURT  
COUNTY DIVISION  
2016 MAR 21 PM 2:09  
DOROTHY E. BROWN, CLERK

McCook, Illinois, and have failed to deliver possession and continue to remain in possession of the property.

6. That this Court retained jurisdiction of the subject matter for the purpose of placing Petitioner in possession of the subject property. The Illinois legislature has further provided that this Court is required, upon Motion of Petitioner, to enter an Order placing Petitioner in possession of said property.

7. That the Petitioner, as owner of the property, is entitled to possession of the property. This being both a statutory and judicial right, there is no legal basis for delay in an immediate order.

WHEREFORE, your Petitioner, Village of McCook, prays that this Honorable Court enter an Order of Possession of the property commonly known as 7601 W. 47th Street, McCook, Illinois and against the parties listed in Schedule A, attached hereto, and any unknown owners or occupants in possession or control of the subject premises commonly known as 7601 W. 47th Street, McCook, Illinois.

Respectfully submitted,

Village of McCook

By: 

Eric H. Wudtke  
An attorney for Petitioner

Carter Legal Group, P.C.  
Firm No. 49029  
Attorneys for Petitioner  
19 S. LaSalle St., Suite 1600  
Chicago, IL 60606  
312-346-5555



**TAX DEED - SCAVENGER SALE**

STATE OF ILLINOIS )  
 ) SS.  
COUNTY OF COOK )

Doc#: 1528822043 Fee: \$42.00  
RHSP Fee: \$9.00 RPRF Fee: \$1.00  
Affidavit Fee: \$2.00  
Karen A. Yarbrough  
Cook County Recorder of Deeds  
Date: 10/15/2015 11:34 AM Pg: 1 of 3

No. **35662** D.

At a PUBLIC SALE OF REAL ESTATE for the NON-PAYMENT OF TAXES for two or more years, pursuant to Section 21-260 Illinois Property Tax Code, as amended, held in the County of Cook on 10/26/2012, the County Collector sold the real estate identified by permanent real estate index number 18-12-101-011-0000 and legally described as follows:

THE EAST 5 ACRES OF THAT PART OF THE NORTH ¼ OF THE NORTHWEST ¼ OF SECTION 12, TOWNSHIP 38 NORTH, RANGE 12, EAST OF THE THIRD PRINCIPAL MERIDIAN, LYING WEST OF AND ADJOINING THE EAST 200 FEET THEREOF AND NORTH OF THE NORTHWESTERLY LINE OF THE RIGHT OF WAY OF THE CHICAGO AND ILLINOIS WESTERN RAILROAD, IN COOK COUNTY, ILLINOIS.

Commonly known as: 7601 W 47<sup>th</sup> Street, McCook, Illinois.

And the real estate not having been redeemed from the sale, and it appearing that the holder of the Certificate of Purchase of said real estate has complied with the laws of the State of Illinois, necessary to entitle him to a Deed of said real estate, as found and ordered by the Circuit Court of Cook County, Illinois.

I, David Orr, County Clerk of the County of Cook, Illinois, 69 W. Washington, Suite 500, Chicago, Illinois, in consideration of the premises and by virtue of the statutes of the State of Illinois in such cases provided, grant and convey to Village of McCook, 5000 Glencoe Ave., McCook, IL 60525, his (her or their) heirs and assigns, **FOREVER**, the said Real Estate hereinabove described.

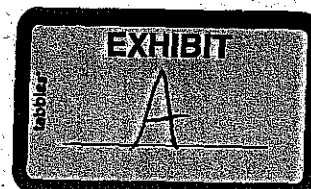
The following provision of the Compiled Statutes of the State of Illinois, being 35 ILCS 200/22-85 is recited, pursuant to law:

"Unless the holder of the certificate purchased at any tax sale under this Code takes out the deed in the time provided by law, and records the same within one year from and after the time for redemption expires, the certificate or deed, and the sale on which it is based, shall, after the expiration of the one year period, be absolutely void with no right to reimbursement. If the holder of the certificate is prevented from obtaining a deed by injunction or order of any court, or by the refusal or inability of any court to act upon the application for a tax deed, or by the refusal of the clerk to execute the same deed, the time he or she is so prevented shall be excluded from computation of the one year period."

Given under my hand and seal, this 16th day of September 2015  
David D. Orr  
County Clerk

CCRD REVIEWER RE

Exhibit A



## SCHEDULE A

Torrence Holding, LLC  
RA: Gregory A. Ciambrone  
929 W. Adams St.  
Chicago, IL 60607

501164 BC Ventures, Limited  
400 Burrard St., Suite 1250  
Vancouver, British Columbia  
V6C 3A6, Canada

Ortek, Inc.  
RA: CT Corporation System  
208 S. LaSalle St. – Suite 814  
Chicago, IL 60604

BC Ventures, Limited  
c/o DLA Piper, LLP  
203 N. LaSalle St., Suite 1900  
Chicago, IL 60601

Ortek, Inc.  
400 Burrard St., Suite 1250  
Vancouver, British Columbia  
V6C 3A6, Canada

501164 BC Ventures, Limited  
7601 W. 47<sup>th</sup> St.  
McCook, IL 60525

Stuart Rubin, President  
Enviropur Waste Refining and  
Technology, Inc.  
3223 Lake Ave.  
Wilmette, IL 60091

Logan International Corp.  
c/o Illinois Sec. of State  
69 W. Washington St. – Rm 1240  
Chicago, IL 60602

Volendam Investments, Limited  
RA: David Wilson  
701 5<sup>th</sup> Ave., Suite 6100  
Seattle, WA 98104

Ortek, Inc.  
c/o Frank Lappin  
7601 W. 47<sup>th</sup> St.  
McCook, IL 60525

Occupant  
7601 W. 47<sup>th</sup> St.  
McCook, IL 60525

BC Ventures, Limited  
c/o Illinois Sec. of State  
69 W. Washington St. – Rm 1240  
Chicago, IL 60602

Ortek, Inc.  
c/o Illinois Sec. of State  
69 W. Washington St. – Rm 1240  
Chicago, IL 60602

501164 BC Ventures, Limited  
c/o DLA Piper, LLP  
203 N. LaSalle St., Suite 1900  
Chicago, IL 60601

Enviropur Waste Refining and Technology, Inc.  
RA: Robert J. Wessels  
7601 W. 47<sup>th</sup> St.  
McCook, IL 60525

Ortek, Inc.  
7601 W. 47<sup>th</sup> St.  
McCook, IL 60525

Stuart Rubin, President  
Enviropur Waste Refining and  
Technology, Inc.  
6586 Hypoluxo Rd. – 353  
Lake Worth, FL 33467

Logan International Corp.  
7601 W. 47<sup>th</sup> St.  
McCook, IL 60525

Volendam Investments, Limited  
c/o Illinois Sec. of State  
69 W. Washington St. – Rm 1240  
Chicago, IL 60602

Ortek, Inc.  
c/o Frank Lappin  
P.O. Box 1508.  
McCook, IL 60525

BC Ventures, Limited  
400 Burrard St., Suite 1250  
Vancouver, British Columbia  
V6C 3A6, Canada

501164 BC Ventures, Limited  
c/o Illinois Sec. of State  
69 W. Washington St. – Rm 1240  
Chicago, IL 60602

John M. Musacchio  
President of Ortek, Inc.  
5380 N. Ocean Dr. – Apt. 221  
Riviera Beach, FL 33404

Ortek, Inc.  
c/o DLA Piper, LLP  
203 N. LaSalle St., Suite 1900  
Chicago, IL 60601

BC Ventures, Limited  
7601 W. 47<sup>th</sup> St.  
McCook, IL 60525

Enviropur Waste Refining and Technology, Inc.  
c/o Illinois Sec. of State  
69 W. Washington St. – Rm 1240  
Chicago, IL 60602

Logan International Corp.  
400 Burrard St., Suite 1250  
Vancouver, British Columbia  
V6C 3A6, Canada

Logan International Corp.  
c/o DLA Piper, LLP  
203 N. LaSalle St., Suite 1900  
Chicago, IL 60601

Metropolitan Water Reclamation  
District of Greater Chicago  
100 E. Erie St.  
Chicago, IL 60611

Ortek, Incorporated  
RA: CT Corporation System  
208 S. LaSalle St. – Suite 814  
Chicago, IL 60604

## SCHEDULE A

Ortek, Incorporated c/o its President  
Lowell D. Aughenbaugh  
7601 W. 47<sup>th</sup> St.  
McCook, IL 60525

Lowell D. Aughenbaugh  
President of Ortek, Incorporated  
311 E. Scott St.  
Odell, IL 60460

North American Refining Co.  
RA: Lowell D. Aughenbaugh  
7601 W. 47<sup>th</sup> St.  
McCook, IL 60525

Motor Oils Refining Co.  
7601 W. 47<sup>th</sup> St.  
McCook, IL 60525